Application Number	Application/Co	Re	oplicant(s)/Patent under sexamination AKAI ET AL.					
Document Code - DISQ		Internal Doo	Document – DO NOT MAIL					
				-				
TERMINAL DISCLAIMER			☐ DISAPPROVED					
Date Filed : November 21, 2007	This patent is subject to a Terminal Disclaimer							
Approved/Disapproved by:								
Henry D. Jefferson								

U.S. Patent and Trademark Office

Docket No.: 1086,1196

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Kenichiro SAKAI, et al.

Serial No. 10/787.152

Group Art Unit: 2624

Confirmation No. 4606

Filed: February 27, 2004

Examiner: Eueng Nan Yeh

For: IMAGE COMPRESSING METHOD, PROGRAM, STORING MEDIUM, AND

APPARATUS

## TERMINAL DISCLAIMER

Mail Stop AMENDMENT Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

# INTEREST AND TITLE OF PERSON MAKING THIS TERMINAL DISCLAIMER

I, Thomas E. McKiernan, represent that I am the attorney of record for this application and am authorized to sign on behalf of the Assignee.

### **IDENTITY OF ASSIGNEE**

The Assignee is Fujitsu Limited, a corporation organized and existing under the laws of Japan, and having its office and principal place of business at 1-1, Kamikodanaka, 4-chome, Nakahara-ku, Kawasaki-shi, Kanagawa 211-8588.

Pursuant to Rule 3.73(b), the Assignee is the current owner of the subject application pursuant to the Assignment identified below.

# RECORD OF ASSIGNMENT IN PTO

The assignment of the above-referenced application was recorded on February 27, 2004 at Reel 015030, Frame 0237.

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### COMMON OWNERSHIP OF U.S. PATENT APPLICATION NO. 7,259,891

Pursuant to Rule 3.73(b), the Assignee is the current owner of the subject application pursuant to the Assignment identified above. Assignee confirms further that it remains the owner of U.S. Patent No. 7,259,891, consistent with the indication of the Assignee on the face thereof.

### CERTIFICATION OF TITLE

The evidentiary documents have been reviewed and the undersigned certifies that, to the best of said Assignee's knowledge and belief, title to the subject application and U.S. Patent No. 7,259,891 is in the said Assignee.

### TERMINAL DISCLAIMER

Assignee hereby disclaims the terminal part of any patent granted on the subject application which would extend beyond the expiration date of U.S. Patent No. 7,259,891, and hereby agrees that any patent so granted on the subject application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 7,259,891, the agreement to run with any patent granted on the subject application and to be binding upon the grantee, its successors or assigns.

Assignee does not disclaim any terminal part of any patent granted on the subject application prior to the expiration date of the full statutory term as defined in 35 USC 154 to 156 and 173 of U.S. Patent No. 7,259,891 as shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a re-examination certificate, is reissued, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned hereby declares that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Application Serial No. 10/787,152 Terminal Disclaimer filed November 21, 2007 Reply to Office Action mailed July 27, 2007

# FEE

The requisite disclaimer fee under 37 C.F.R. §1.20(d) of \$130.00 is attached hereto.

Respectfully submitted,

STAAS & HALEY LLP

2/1007

Thomas E. McKiernan Registration No. 37,889

.............

1201 New York Avenue, N.W., 7th Floor Washington, D.C. 20005

Telephone: (202) 434-1500 Facsimile: (202) 434-1501

Docket No.: 1086.1196

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Pursuant to Rule 3.73(b), the Assignee is the current owner of the subject application pursuant to the Assignment identified below.

#### RECORD OF ASSIGNMENT IN PTO

The assignment of the above-referenced application was recorded on February 27, 2004 at Reel 015030, Frame 0237.

Application Serial No. 10/787,152 Terminal Disclaimer filed November 21, 2007 Reply to Office Action mailed July 27, 2007

### COMMON OWNERSHIP OF U.S. PATENT APPLICATION NO. 10/971,119

Pursuant to Rule 3.73(b), the Assignee is the current owner of the subject application pursuant to the Assignment identified above. Assignee confirms further that it remains the owner of U.S. Patent Application No. 10/971,119, consistent with the indication of the Assignee on the face thereof

### CERTIFICATION OF TITLE

The evidentiary documents have been reviewed and the undersigned certifies that, to the best of said Assignee's knowledge and belief, title to the subject application and U.S. Patent Application No. 10/971.119 is in the said Assignee.

### TERMINAL DISCLAIMER

Assignee hereby disclaims the terminal part of any patent granted on the subject application which would extend beyond the expiration date of a patent granted on U.S. Patent Application No. 10/971,119, and hereby agrees that any patent so granted on the subject application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to a patent granted on U.S. Patent Application No.. 10/971,119, the agreement to run with any patent granted on the subject application and to be binding upon the grantee, its successors or assigns.

Assignee does not disclaim any terminal part of any patent granted on the subject application prior to the expiration date of the full statutory term as defined in 35 USC 154 to 156 and 173 of a patent granted on U.S. Patent Application No. 10/971,119 as shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a re-examination certificate, is reissued, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned hereby declares that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the

Application Serial No. 10/787,152 Terminal Disclaimer filed November 21, 2007 Reply to Office Action mailed July 27, 2007

application or any patent issued thereon.

# FEE

The requisite disclaimer fee under 37 C.F.R. §1.20(d) of \$130.00 is attached hereto.

Respectfully submitted.

STAAS & HALSEN LL

Date: 2/NO07

Thomas E. McKiernan Registration No. 37,889

1201 New York Avenue, N.W., 7th Floor Washington, D.C. 20005 Telephone: (202) 434-1500 Facsimile: (202) 434-1501

# T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:			03-Dec-07	APPL. S. N:	10787152					
To Exam	iner:		YEH, EUENG-NAN	Art Unit	2624					
From			Gunter-Riley, Joyce PARALEGAL SPCECIALIST	Return This Memo To: Case Drop-Off Location	JEF-2D68					
SUBJEC	SUBJECT: Decision on Terminal Disclaimer(T.D.) filed:									
form par or have a	agraphs i any quest	dentified by the	is informal memo in your next O se me or the Special Program Ex	sults as set forth below. If you ag ffice action to notify applicant of aminer. THIS IS AN INFORMAL, II RECORD IN THE APPLICATION FII	the T.D. If you disagree					
please initial, date and return this memo to me. THANK YOU.										
⊡	The T.D.	e T.D. is PROPER and has been recorded (see 14.23).								
	The T.D. is NOT PROPER and has not been accepted for the reason(s) checked below (see 14.24):									
		The TD fee of has not been submitted nor is there any authorization in the application file for the use of a deposit account								
	Г	The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see 14.2 & 14.2 & 11.).								
	$\Gamma$	The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory double patenting rejection, Rule 321(b) (see 14.27.01).								
	Г	The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a terminal portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).								
	Г	The person who signed the T.D.:								
		is n	ot an attorney "of record" (see 1	4.29 and 14.29.01).						
		T has	failed to state his/her capacity to	sign for the business entity (see	2 14.28).					
		is n	ot recognized as an officer of the	assignee (see 14.29 & possible 1	14.29.02).					
	Ľ.	No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.S. 72). NOTE: This documentary evidence or the specifying of the reel and frame number may be found in the T.D. or in a separate paper of record in the application (see 14.30).								
		The T.D. is not signed (see 14.26 & 14.26.03).								
	$\Gamma$	The serial number of the application (or the number of the patent) which forms the basis for the double patenting rejection is missing or incorrect (see 14.32).								
		The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).								
		The period disclaimed is incorrect or not specified (see 14.26, 14.27.02 or 14.26.03).								
		Other:			13					
	Е	Suggestion to request refund (see 14.36). NOTE: If already authorized, credit refund to deposit account and do not check this item.								
I have appropriately notified applicant(s) of the status of the Terminal Disclaimer filed in this case.										
Ex.Initial	s:	Dat	e:		Log Date:					